



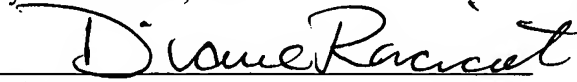
PATENT  
Attorney Docket No: BSC-204

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gellman et al. CONFIRMATION NO.: 6275  
SERIAL NO.: 10/067,488 GROUP NO.: 3731  
FILING DATE: February 4, 2002 EXAMINER: Bui, Vy Q.  
TITLE: Resistance Heated Tissue Morcellation

**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 20<sup>th</sup> day of December, 2004.

  
Diane Racicot

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Submitted herewith is/are:

1. Transmittal Form (1 pg.);
2. Response to Restriction Requirement (1 pg); and
3. Return Receipt Postcard;

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# TRANSMITTAL FORM

Application Serial Number	10/067,488
Filing Date	February 4, 2002
First Named Inventor	Gellman
Group Art Unit	3731
Examiner Name	Bui, Vy Q.
Attorney Docket No.	BSC-204

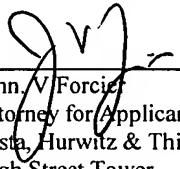
## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form <input checked="" type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets _____] <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Copy of Executed Declaration for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund <input type="checkbox"/> After Allowance Communication to Group	<input type="checkbox"/> Appeal Communication to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input type="checkbox"/> Additional Enclosure(s) (please identify below)
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**RESPONSE TO RESTRICTION REQUIREMENT**

This paper is responsive to the Office action mailed from the U.S. Patent and Trademark Office on November 22, 2004. The Office action indicates that the invention is further restricted to one of the following inventions:

- I. Claims 1-10, 14-15, and 26, drawn to a device having an electrode rotatable by a drive system.
- II. Claims 16-25, drawn to a method of morcellating tissue.

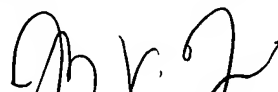
Claim 13 depends indirectly from claim 1 and Applicants submit that the invention represented by claim Group I is directed to claims 1-10, 13-15, and 26. Accordingly, Applicants elect, with traverse, claim Group I.

**CONCLUSION**

Applicants respectfully request entry of this response and allowance of claims 1-10, 13-15, and 26 in due course. The Examiner is invited to telephone the undersigned attorney to discuss any outstanding issues.

Respectfully submitted,

Date: December 20, 2004  
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